

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION

AUG 10 2005

JOHN F. CORCORAN, CLERK  
BY:   
DEPUTY CLERK

ROGER W. MITCHELL,

*Plaintiff,*

v.

TOWN OF CULPEPER, ET AL,

*Defendants.*

CIVIL ACTION No. 3:04-CV-00096

ORDER


JUDGE NORMAN K. MOON

Before the Court is Defendants' Motion to Dismiss. For the reasons set forth in the accompanying Memorandum Opinion, Defendants' Motion to Dismiss Counts II and III of the Complaint is hereby GRANTED.

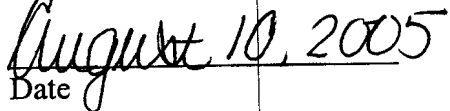
It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order and the accompanying Memorandum Opinion to all counsel of record.

ENTERED:

  
U.S. District Judge

Date

  
August 10, 2005